

Contract

BETWEEN

**UNITED STATES DEPARTMENT OF HEALTH AND
HUMAN SERVICES**

CENTERS FOR MEDICARE & MEDICAID SERVICES

IN PARTNERSHIP WITH

**Texas Health and Human Services
Commission**

AND

< STAR PLUS+MMP >

**HHSC Contract No. Insert contract
#**

Amendment No. 4

EFFECTIVE:

December 1, 2021

This Contract, effective August 1, 2017, and amended by addendum effective November 1, 2020, and denominated HHSC Contract No. *****; hereby amended and restated effective December 1, 2021, is between the United States Department of Health and Human Services, acting by and through the Centers for Medicare & Medicaid Services (CMS), the State of Texas, acting by and through the Health and Human Services Commission (HHSC), and (STAR+PLUS MMP), collectively referred to as “Parties”.

WHEREAS, CMS is an agency of the United States, Department of Health and Human Services, responsible for the administration of the Medicare, Medicaid, and State Children’s Health Insurance Programs under Title XVIII, Title XIX, Title XI, and Title XXI of the Social Security Act;

WHEREAS, Section 1115A of the Social Security Act provides CMS the authority to test innovative payment and service delivery models to reduce program expenditures while preserving or enhancing the quality of care furnished to individuals under such titles, including allowing states to test and evaluate fully integrating care for dual eligible individuals in the State;

WHEREAS HHSC is an agency responsible for operating a program of medical assistance under 42 U.S.C. § 1396 et seq., and Chapter 533, Texas Government Code designed to pay for medical, behavioral health, and long-term services and supports (LTSS) for eligible beneficiaries;

WHEREAS the STAR+PLUS MMP is in the business of providing or arranging for health- related services, and CMS and HHSC want to purchase such services from the STAR+PLUS MMP;

WHEREAS, the STAR+PLUS MMP agrees to furnish these services in accordance with the terms and conditions of this Contract and in compliance with all federal and State laws and regulations;

WHEREAS, in accordance with Section 5.9 of the Contract, CMS, HHSC and the Entity desire to amend the Contract.

NOW, THEREFORE, in consideration of the mutual promises set forth in this Contract, the Parties agree as follows:

1. This Addendum deletes and replaces the language in **Subsection 4.1.2** with the following:

- 4.1.2 Demonstration Year Dates

- 4.1.2.1. While Capitation Rate updates will take place each State Fiscal

- Year and calendar year or more frequently, as described in this section, savings percentages and quality withhold percentages (see Sections 4.2.4 and 4.4.5) will be applied based on Demonstration Years, as follows:

- 4.1.2.1.1 Demonstration Year 1.a: March 1 – December 31, 2015
 - 4.1.2.1.2 Demonstration Year 1.b: January 1 – December 31, 2016
 - 4.1.2.1.3 Demonstration Year 2: January 1 – December 31, 2017
 - 4.1.2.1.4 Demonstration Year 3: January 1 – December 31, 2018
 - 4.1.2.1.5 Demonstration Year 4: January 1 – December 31, 2019
 - 4.1.2.1.6 Demonstration Year 5: January 1 – December 31, 2020
 - 4.1.2.1.7 Demonstration Year 6: January 1 – December 31, 2021
 - 4.1.2.1.8 Demonstration Year 7: January 1 – December 31, 2022
 - 4.1.2.1.9 Contingent on STAR+PLUS procurement and or a further bridge amendment for Contract Year 2023, Demonstration Year 8: January 1 – December 31, 2023.

2. This Addendum deletes and replaces the language in **Subsection 4.2.4** with the following:

- 4.2.4 Aggregate Savings Percentages

- 4.2.4.1 Aggregate savings percentages, as follows, will be applied equally to the baseline spending amounts for the Medicare Parts A/B Component and the Medicaid Component of the capitated rate,

provided that such savings percentages may be adjusted in accordance with Section 4.2.4.2.

4.2.4.1.7	Demonstration Year 1.a: 1.25%
4.2.4.1.7	Demonstration Year 1.b: 2.75%
4.2.4.1.7	Demonstration Year 2: 3.75%
4.2.4.1.7	Demonstration Year 3: 5.5%
4.2.4.1.7	Demonstration Year 4: 5.5%
4.2.4.1.7	Demonstration Year 5: 5.5%
4.2.4.1.7	Demonstration Year 6: 5.5%
4.2.4.1.8	Demonstration Year 7: 5.5%
4.2.4.1.9	Contingent on STAR+PLUS procurement and or a further bridge amendment for Contract Year 2023, Demonstration Year 8: 5.5%

3. This Addendum deletes and replaces the language in **Subsection 5.8.1.1** with the following:

5.8.1.1 This Contract shall be in effect through December 31, 2022. This Contract may be renewed in one-year increments by written agreement of the Parties.